

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 376

AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 12-7-2-35 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 35. "Committee" means the following:

- (1) For purposes of IC 12-8-3, the meaning set forth in IC 12-8-3-1.
- (2) For purposes of IC 12-15-33, the meaning set forth in IC 12-15-33-1.
- (3) **For purposes of IC 12-17.2-3.2, the meaning set forth in IC 12-17.2-3.2-1.**

SECTION 2. IC 12-17.2-3.2 IS ADDED TO THE INDIANA CODE AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

Chapter 3.2. Committee on Child Care

Sec. 1. As used in this chapter, "committee" refers to the committee on child care established by section 2 of this chapter.

Sec. 2. (a) The committee on child care is established.

(b) The committee consists of the following voting members:

- (1) Two (2) members of the house of representatives appointed by the speaker of the house of representatives. Members appointed under this subdivision may not be members of the same political party.**
- (2) Two (2) members of the senate appointed by the president**



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pro tempore of the senate. Members appointed under this subdivision may not be members of the same political party.

(3) The director of the division of family and children or the director's designee.

(4) The commissioner of the department of workforce development or the commissioner's designee.

(5) One (1) individual who holds a degree in the study of early childhood development.

(6) One (1) administrator of an elementary school.

(7) One (1) individual who operates or administers a Head Start program.

(8) One (1) individual who operates or administers a child care center.

(9) One (1) individual who operates or administers a class I child care home.

(10) One (1) individual who operates or administers a class II child care home.

(11) One (1) individual who operates or administers a child care ministry.

(12) One (1) individual who operates or administers an after school care program.

(13) One (1) individual who operates or administers child care in an employer offered setting.

(14) One (1) individual who is a consumer of child care and who does not operate or administer a child care program.

(15) The state fire marshal or the state fire marshal's designee.

(c) The president pro tempore of the senate shall appoint the members listed in subsections (b)(5), (b)(8), (b)(9), (b)(12), and (b)(14). In making the appointments, the president pro tempore of the senate shall attempt to appoint individuals that represent both rural and urban areas. The president pro tempore of the senate shall appoint a member described in subsection (b)(2) as chairperson of the committee in 2006.

(d) The speaker of the house of representatives shall appoint the members listed in subsections (b)(6), (b)(7), (b)(10), (b)(11), and (b)(13). In making the appointments, the speaker of the house of representatives shall attempt to appoint individuals that represent both rural and urban areas. The speaker of the house of representatives shall appoint a member described in subsection (b)(1) as chairperson of the committee in 2005.

Sec. 3. The committee shall operate under the policies governing

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study committees adopted by the legislative council. However, the committee shall meet throughout the year at the call of the chairperson, except when the general assembly is in session.

Sec. 4. The affirmative votes of a majority of the voting members appointed to the committee are required for the committee to take action on any measure, including final reports.

Sec. 5. (a) The committee shall:

- (1) study the system of child care regulation; and
- (2) report and make recommendations concerning the system of child care regulation to the legislative council not later than:

(A) October 31, 2005; and

(B) October 31, 2006.

(b) The committee's recommendations under subsection (a) must further the following child care regulation purposes:

- (1) To provide support for families in need of reliable, high quality child care.
- (2) To encourage and support high quality child care providers.
- (3) To allow for a variety of methods of child care provision and allow each family to determine the method preferred for the family's children.
- (4) To access available and affordable child care by parents.
- (5) To encourage the state to access all available federal funds for child care.

(c) The committee's program of study must include consideration of the following:

- (1) The effect of child care and child care regulation on families.
- (2) Encouragement of high quality child care through committee assessment and recommendation of nationally recognized child care provider quality accreditation organizations.
- (3) A review of child care models from other states.
- (4) Ensuring the safety of the child.
- (5) Any need for reorganization and refocusing of governmental agencies responsible for regulation of child care.
- (6) Parental rights.

(d) The report required under subsection (a)(2) must include recommendations concerning:

- (1) continued legislative monitoring of child care regulation

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by the committee or another legislative committee; and
(2) any amendment to the system of child care regulation that
the committee determines is necessary.

Sec. 6. This chapter expires November 1, 2006.

SECTION 3. IC 12-17.2-3.1 IS REPEALED [EFFECTIVE UPON
PASSAGE].

SECTION 4. An emergency is declared for this act.

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President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Approved: _____

Governor of the State of Indiana

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